

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

Bail Appl..No. 5391 of 2007()

**CRMP.3039/2007 of DISTRICT COURT, PALAKKAD
CRMP.3709/2007 of J.M.F.C.-III, PALAKKAD
CRIME NO.241/07 OF PALAKKAD SOUTH POLICE STATION
PALAKKAD DISTRICT.**
.....

PETITIONER/ACCUSED

**RAJESH.P., AGED 27 YEARS,
S/O.PRABHAKARAN, HOUSE NO.18/59, KUNNATHUR
MEDU, PALAKKAD-678 013.**

BY ADV. SRI.U.BALAGANGADHARAN

RESPONDENTS: COMPLAINANT/STATE

- 1. SUB INSPECTOR OF POLICE,
TOWN SOUTH POLICE STATION, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, COCHIN-682 031.**
- 2. CIRCLE INSPECTOR OF POLICE,
TOWN SOUTH POLICE STATION, REPRESENTED
BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, COCHIN-682 031.**
- 3. THE DEPUTY SUPERINTENDENT OF POLICE,
PALAKKAD REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**
- 4. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07/09/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

R.BASANT, J

= = = = =

B.A.No.5391 of 2007

= = = = =

Dated this the 7th day of September, 2007

O R D E R

Application for regular bail. The petitioner is the husband of the deceased. She died within seven years of the marriage. It was allegedly a love marriage. Wife committed suicide while she was residing in the marital home. It is alleged that the husband was guilty of matrimonial cruelty of the culpable variety. There is no specific allegation of any demand for dowry. The arrest took place on 17.08.07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigators are granted reasonable further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released from custody on the strength of this order prior to 15.09.2007. The Investigators shall, in the meantime, make every endeavour to complete the

investigation.

ii) He shall execute a bond for Rs. 1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

sj

//True Copy//

PA to Judge

